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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

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JAMES SULLIVAN	)	
Plaintiff,	)	
vs.	)	No. 05-2406-DV
BOYD GAMING CORPORATION	)	
d/b/a SAM'S TOWN CASINO TUNICA,	)	
MISSISSIPPI GAMING COMMISSION,	)	
WILLIAM ANDERSON, individually and	)	
in his capacity as Sam's Town Employee,	)	
PAT HAWKINS, individually and in his	)	
capacity as a Mississippi Gaming Official,	)	
and FAYE PERKINS,	)	
Defendants.	)	

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SCHEDULING ORDER

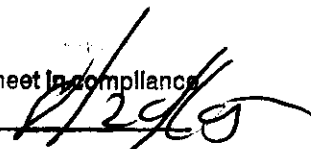
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Prior to the scheduling conference set on Thursday, August 25, 2005, James R. Nowlin, counsel for plaintiff, Melanie N. Beckham, counsel for Boyd Gaming Corporation and William Anderson, and Billy C. Campbell, Jr., counsel for Pat Hawkins and Faye Perkins conferred and agreed on dates which were submitted to the Honorable Diane K. Vescovo for approval. After reviewing the proposed scheduling order submitted by James R. Nowlin, Melanie N. Beckham, and Billy C. Campbell, the following dates were established as final dates for:

INITIAL DISCLOSURES PURSUANT TO Fed. R. Civ. P. 26(a)(1): September 8, 2005.

JOINING PARTIES: October 24, 2005.

AMENDING PLEADINGS: October 24, 2005.

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 



INITIAL MOTIONS TO DISMISS: November 23, 2005.

COMPLETING ALL DISCOVERY: April 20, 2006.

(a) DOCUMENT PRODUCTION: April 20, 2006

(b) DEPOSITIONS, INTERROGATORIES AND REQUESTS FOR ADMISSIONS:  
April 20, 2006

(c) EXPERT WITNESS DISCLOSURE (Rule 26): February 20, 2006

(1) DISCLOSURE OF PLAINTIFF'S RULE 26 EXPERT INFORMATION: February 20, 2006

(2) DISCLOSURE OF DEFENDANT'S RULE 26 EXPERT INFORMATION: March 20, 2006

(3) EXPERT WITNESS DEPOSITIONS: April 20, 2006

FILING DISPOSITIVE MOTIONS: May 19, 2006

OTHER RELEVANT MATTERS:

No depositions may be scheduled to occur after the discovery cutoff date. All motions, requests for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or the service of the response, answer, or objection, which is the subject of the motion, if the default occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or the objection to the default, response, answer, or objection shall be waived.

This case is set for jury trial, with the exception of any claims subject to the Mississippi Tort Claims Act (Miss. Code Ann. § 11-46-1 et. seq.) which shall be heard and determined by the judge of the court. The trial is expected to last 5 day(s). The pretrial order date, pretrial conference date, and trial date will be set by the presiding judge.

This case is appropriate for ADR. The parties are directed to engage in court-annexed attorney mediation or private mediation after the close of discovery.

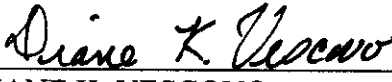
The parties are reminded that pursuant to Local Rule 11(a)(1)(A), all motions, except motions pursuant to Fed. R. Civ. P. 12, 56, 59, and 60 shall be accompanied by a proposed order.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

The parties have not consented to trial before the magistrate judge.

This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

IT IS SO ORDERED.

  
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DIANE K. VESCOVO  
UNITED STATES MAGISTRATE JUDGE  
DATE: August 22, 2005



## Notice of Distribution

This notice confirms a copy of the document docketed as number 26 in case 2:05-CV-02406 was distributed by fax, mail, or direct printing on August 24, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT